



6-25-04

RCE/1623
AFW

DOCKET NO.: ISIS-4288

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Yogesh S. Sanghvi, et al.

Confirmation No.: 1111

Application No.: 09/438,989

Group Art Unit: 1623

Filing Date: November 12, 1999

Examiner: Howard V. Owens, Jr.

For: Gapped Oligomers Having Site Specific Chiral Phosphorothioate Internucleoside Linkages

EXPRESS MAIL LABEL NO: EL970387056US
DATE OF DEPOSIT: June 24, 2004

EL970387056US

☐ Mail Stop AF ☒ Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL PURSUANT
TO 37 CFR § 1.114

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application in response to Notice of Allowance dated March 24, 2004. Reconsideration of the above application is respectfully requested.

1. Submission required under 37 CFR § 1.114

☐ Previously submitted

☐ Consider the amendment(s)/reply under 37 CFR § 1.116 previously filed on . (Any unentered amendment(s) referred to above will be entered).

☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on .

☐ Other: .

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- ☒ Enclosed
- ☒ Amendment/Reply under 37 CFR § 1.111
- ☐ Affidavit(s)/Declaration(s)
- ☒ Copy of Information Disclosure Statement (IDS) originally submitted July 31, 2000.
- ☐ Other:

2. Miscellaneous

- ☐ Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of _____ months. (Period of suspension shall not exceed three (3) months; Fee under 37 CFR §1.17(i) required)

FEE CALCULATION:

| | | | | SMALL ENTITY | | NOT SMALL ENTITY | |
|--|----------------------------------|----------------------------|-------|--------------|-------|------------------|----------|
| <input checked="" type="checkbox"/> RCE BASIC FILING FEE | | | | \$385.00 | \$ | \$770.00 | \$770.00 |
| | CLAIMS REMAINING AFTER RCE | HIGHEST NO. PAID FOR | EXTRA | | | | |
| TOTAL CLAIMS | 11 | (20 MINIMUM) 44 | 0 | \$9 EACH | \$ | \$18 EACH | \$0 |
| INDEP. CLAIMS | 1 | (3 MINIMUM) 3 | 0 | \$43 EACH | \$ | \$86 EACH | \$0 |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT | | | | \$145 | \$ | \$290 | \$ |
| <input type="checkbox"/> ONE MONTH EXTENSION OF TIME | | | | \$55 | \$ | \$110 | \$ |
| <input type="checkbox"/> TWO MONTH EXTENSION OF TIME | | | | \$210 | \$ | \$420 | \$ |
| <input type="checkbox"/> THREE MONTH EXTENSION OF TIME | | | | \$475 | \$ | \$950 | \$ |
| <input type="checkbox"/> FOUR MONTH EXTENSION OF TIME | | | | \$740 | \$ | \$1480 | \$ |
| <input type="checkbox"/> FIVE MONTH EXTENSION OF TIME (May only be taken when filing RCE in lieu of Appeal Brief) | | | | \$1005 | \$ | \$2010 | \$ |
| <input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID | | | | minus | (\$) | minus | (\$) |
| <input type="checkbox"/> TERMINAL DISCLAIMER | | | | \$55 | \$ | \$110 | \$ |
| TOTAL FEE DUE | | | | | \$ | | \$770.00 |

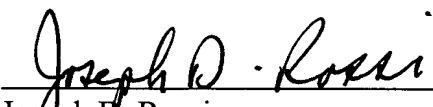
- ☒ A check in the amount of **\$770.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge Deposit Account No. 23-3050 in the amount of \$ _____.00. This sheet is attached in duplicate.
- ☐ A response to the _____ dated _____ was due on _____. Petition is hereby made under 37 CFR § 1.136(a) to extend the time period for response from _____

to and through _____ comprising an extension of the shortened statutory period of _____ month(s).

- ☐ A Notice of Appeal was filed _____. An Appeal Brief is due on _____. Applicants are filing this Request for Continued Examination in lieu of this Appeal Brief. Petition is hereby made to extend the time period from _____ to _____ and through _____ comprising a total extension of _____ month(s).
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.
- ☒ The Commission is hereby authorized to charge payment of the above fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.

SHOULD ANY DEFICIENCIES APPEAR with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: June 24, 2004



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BOX ISSUE FEE

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Sir:

REPLY PURSUANT TO 37 CFR § 1.111

In response to the Official Action dated March 24, 2004, reconsideration is respectfully
requested in view of the amendments and/or remarks as indicated below:

- ☒ **Amendments to the Specification** begin on page 2 of this paper.
- ☒ **Amendments to the Claims** are reflected in the listing of the claims which begins on page 3 of this paper.
- ☐ **Amendments to the Drawings** begin on page @@ of this paper and include an attached replacement sheet.
- ☒ **Remarks** begin on page 10 of this paper.